

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. 023533/0130

In re patent application of
P. HERMONAT *et al.*

Group Art Unit: 1653

Serial No. 09/693,908

Examiner: Billy D. Chism

Filed: October 23, 2000

For: ADENO-ASSOCIATED VIRUS AAV REP78 MAJOR REGULATORY PROTEIN
MUTANTS THEREOF AND USES THEREOF**AMENDMENT AND REQUEST FOR RECONSIDERATION
UNDER 37 C.F.R. §1.111**Commissioner for Patents
Washington, D.C. 20231

Sir:

This is in response to the Office Action mailed September 10, 2002 in the above-identified application. It is believed that no fee is due but should such a fee be due, consider this paragraph such a request and authorization to withdraw the appropriate fee under 37 C.F.R. §§ 1.16 to 1.21 from Deposit Account No. 19-0741. Kindly amend the application as follows:

IN THE SPECIFICATION:

Kindly delete the present abstract and insert the new abstract in its place.

IN THE CLAIMS:

Kindly cancel claims 3 and 47 without prejudice or disclaimer.

In accordance with 37 C.F.R. §1.121, please substitute for claims 2, 4, 5, 13, 19 and 46, the following rewritten version of the same claim, as amended. The changes are shown explicitly in the attached "Marked-up claims."

2. (Amended) An adeno-associated virus (AAV) Rep78 mutant comprising an AAV Rep78 modified protein that binds to at least one DNA sequence obtained from one or more of a papillomavirus, an AAV, an oncogene or a HIV differently as compared to the binding of the corresponding wild-type AAV Rep78 protein as set forth in SEQ ID NO:6, wherein said different DNA binding is selected from the group consisting of no DNA

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From: Jayme A. Huleatt
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Client/Matter No: 023533/0130
Serial No.: 09/693,908
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ATTACHED FOR FILING ARE THE FOLLOWING DOCUMENTS:

1. Amendment (8 pages)
2. Abstract (1 Page)

I hereby certify that these papers are being facsimile transmitted to Examiner Billy D. Chism, Art Unit 1653, USPTO, on this date.

December 10, 2002


Jayme A. Huleatt

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